

UNITED STATES DISTRICT COURT  
DISTRICT OF NEBRASKA

ANDREA GROVE, individually and on behalf  
of others similarly situated,

Plaintiff,

- versus -

MELTECH, INC., H & S CLUB OMAHA,  
INC., and SHANE HARRINGTON,

Defendants.

Case No.: 8:20-cv-193

**NOTICE OF MOTION TO DISMISS**  
**PURSUANT TO FRCP RULE 12(b)(6)**  
**FOR FAILURE TO STATE A CLAIM**

Defendants hereby submit this motion to dismiss pursuant to FRCP Rule 12(b)(6) for failure to state a claim upon which relief can be granted. Defendants submit a brief and exhibits in support.

June 23, 2020

Respectfully submitted,

s/Evan Spencer

Evan Spencer

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*Attorney for Defendants*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 23<sup>rd</sup> day of June, 2020, a true and correct copy of the above and foregoing document was electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all parties' counsel of record.

s/Evan Spencer

Evan Spencer